

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

RICHARD M. LEWISTON,

Debtor.

_____ /

Case No. 12-58599

Chapter 7

Honorable Phillip J. Shefferly

**ORDER DENYING WITHOUT PREJUDICE INTERIM TRUSTEE'S APPLICATION
TO RETAIN COUNSEL DUE TO MOOTNESS**

Jaffe Raitt Heuer & Weiss, P.C., filed an ex parte motion requesting the relief set forth herein, and after such notice and hearing as the Court deems appropriate,

NOW, THEREFORE IT IS HEREBY ORDERED that the interim Chapter 7 Trustee's application to employ Wallace M. Handler as counsel (DN 45) is denied without prejudice because it is now moot.

Signed on September 21, 2012

/s/ Phillip J. Shefferly
Phillip J. Shefferly
United States Bankruptcy Judge